

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE

DIVISION

2013 JUL 11 PM 12:22

Mawuena Kodjo  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name of Plaintiff

v.

Tyson Foods Farm.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name of Defendant(s)

Case No. \_\_\_\_\_  
(To be assigned by Clerk)

Jury Demand ☐ Yes ☐ No

U.S. DISTRICT COURT  
MIDDLE DISTRICT OF TN

COMPLAINT UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964

1. This action is brought pursuant to Title VII of the Civil Rights Act of 1964, and the Civil Rights Act of 1991, for employment discrimination. Jurisdiction is specifically conferred upon the Court by 42 U.S.C. § 2000e-5, or, if the Plaintiff is a federal employee, by 42 U.S.C. § 2000e-16. Relief is sought under 42 U.S.C. § 2000e-5(g) and/or 42 U.S.C. § 1981a(b).

2. Plaintiff, Mawuena Kodjo, is a citizen of the United States and resides at  
5101 Linbar Dr, Apt H315, Nashville,  
Street address City  
Davidson, TN, 37211, 615-752-0725  
County State Zip Code Telephone Number

3. Defendant, Tyson Foods resides at, or its business is located at  
P.O. Box 2020, Springdale,  
Street address City  
      , AR, 72765  
County State Zip Code

(If more than one Defendant, list the name and address of each additional Defendant)

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

4. Plaintiff sought employment from the Defendant or was employed by the Defendant at

901 West Jackson Street, Shelbyville,  
 Street address City  
 \_\_\_\_\_, TN, 37160.  
 County State Zip Code

5. Defendant discriminated against Plaintiff in the manner indicated in paragraphs 8 and 9 of this Complaint on or about 03 16 2012.  
 Month Day Year

6. Plaintiff filed charges against the Defendant with the Tennessee Human Rights Commission or the Equal Employment Opportunity Commission charging the Defendant with the acts of discrimination indicated in paragraphs 8 and 9 of this Complaint on or about 05 23 2012.  
 Month Day Year

7. The Equal Employment Opportunity Commission or the United States Department of Justice issued a Notice of Right to Sue which was received by Plaintiff on 04 11 2013, a copy of which Notice is attached.  
 Month Day Year

8. Because of Plaintiff's (1) ✓ race, (2) \_\_\_\_\_ color, (3) \_\_\_\_\_ sex,  
 (4) \_\_\_\_\_ religion, (5) ✓ national origin, the Defendant:

- a. \_\_\_\_\_ failed to employ Plaintiff.
- b. ☒ terminated Plaintiff's employment.
- c. \_\_\_\_\_ failed to promote Plaintiff.
- d. \_\_\_\_\_ retaliated against Plaintiff for having filed a charge of discrimination.

e. ☒ other. Explain: This employer has mistreated my other family members (father and brother) who ended up been fired or quitted. Management failed to protect me and ignored my several workplace complaints. I have been ~~disciplined~~ multiple times for no reason or for facts that are tolerated to others workers.

9. The circumstances under which Defendant discriminated against Plaintiff were as follows:

On July 29, 2011 I was suspended for 3 days without pay as a Line leader for having a work related argument with another Line Leader who was not suspended because she has a different origin than mine.  
On March 16, 2012 I was suspended for 3 days and terminated because my clock's alarm went off my pocket while I was in meeting with a supervisor. In fact two people have had alarms went off their pocket at a meeting and interview but were not suspended. They are different  
 (You may use additional paper, if necessary.)  
racess and origins other than me.

10. The acts set forth in paragraph 8 of this Complaint:

- a. \_\_\_\_\_ are still being committed by Defendant.
- b. \_\_\_\_\_ are no longer being committed by Defendant.
- c. ☒ may still be being committed by Defendant.

11. Plaintiff attaches to this Complaint a copy of the charges filed with the Tennessee Human Rights Commission or the Equal Employment Opportunity Commission, which charges are submitted as a brief statement of the facts supporting this Complaint.

**WHEREFORE**, Plaintiff prays that the Court grant the following relief:

- a. \_\_\_\_\_ direct that Defendant employ Plaintiff, or  
 b. ☒ direct that Defendant re-employ Plaintiff, or  
 c. \_\_\_\_\_ direct that Defendant promote Plaintiff, or  
 d. \_\_\_\_\_ order other equitable or injunctive relief: \_\_\_\_\_

- e. ☒ direct that Defendant pay Plaintiff back pay in the amount of

14,500 and interest on back pay;

- f. ☒ direct that Defendant pay Plaintiff compensatory damages: Specify

the amount and basis for compensatory damages: 5,880, as follow:

Loan owed: 1420, I've sold my car 3,500, I paid rent late fees 960.

- g. ☒ direct that Defendant pay Plaintiff punitive damages in the amount of

100,000 because Defendant engaged in a discriminatory practice or practices with malice or with reckless indifference to Plaintiff's federally protected rights, as described in paragraphs 8 and 9 above; and that the Court grant such other relief as may be appropriate, including costs and attorney's fees.

Mawrens Kodjo  
 (Signature of Plaintiff)